

**TOWN OF LAUDERDALE-BY-THE-SEA  
TOWN COMMISSION  
REGULAR MEETING MINUTES  
Jarvis Hall  
4505 Ocean Drive  
Tuesday, February 10, 2015  
7:00 PM**

**1. CALL TO ORDER, MAYOR SCOT SASSER**

Mayor Scot Sasser called the meeting to order at 7:02 p.m. Also present were Vice Mayor Chris Vincent, Commissioner Mark Brown, Commissioner Stuart Dodd, Commissioner Elliot Sokolow, Town Manager Connie Hoffmann, Assistant to the Town Manager Pat Himelberger, Assistant Development Services Director/Town Planner Linda Connors, Town Attorney Susan L. Trevarthen, Municipal Services Director Don Prince, Public Information Officer Steve d'Oliveira, and Town Clerk Tedra Smith.

**2. PLEDGE OF ALLEGIANCE TO THE FLAG**

**3. INVOCATION**

Father Michael J. Greer gave the Invocation.

**4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**

None.

**5. PRESENTATIONS**

None.

**6. PUBLIC COMMENTS**

Barbara Cole, stated that she would like to see pedestrian crosswalks installed at A1A and Pine Avenue and at the north end of the Sea Ranch Lakes Plaza. She also requested that more fruits and vegetables be made available at the Farmer's Market.

Beverly Kennedy, resident, expressed her support for a Town-sponsored Veterans Day event, as well as for maintaining the existing Easter and Halloween events. She recommended that the Town encourage greater volunteer participation in holiday events.

**7. PUBLIC SAFETY DISCUSSION**

None.

## **8. TOWN MANAGER REPORT**

### **a. Town Manager Report (Connie Hoffmann, Town Manager)**

Town Manager Connie Hoffmann reported that Lauderdale-By-The-Sea has won a Broward County Emerald Award in recognition of its sea oat planting projects. Commissioner Brown will accept the award on behalf of the Town. All Commissioners are invited to attend the awards ceremony in March at Tree Tops Park.

Town Manager Hoffmann advised that a County study concluded that speed humps are not warranted in the Terra Mar neighborhood according to traffic engineering standards both in terms of the frequency of speeding cars or accidents. She added, however, that the County allows speed humps to be installed by the Town, with the understanding that the Town will assume liability for them. She noted that Fort Lauderdale requires neighborhoods requesting speed humps to gather signatures from 60% of property owners who would be affected by them, and suggested that the Town establish a similar policy. Mayor Sasser volunteered to work with Town Staff to establish criteria for gathering signatures. The Commissioners agreed by consensus to adopt this policy.

## **9. TOWN ATTORNEY REPORT**

The Commissioners agreed by consensus to have Town Attorney Susan Trevarthen schedule a two-hour ethics training session for the Town Commission before an upcoming Commission meeting.

## **10. APPROVAL OF MINUTES**

- a. January 13, 2015 Town Commission Meeting Minutes (Tedra Smith, Town Clerk)**
- b. January 27, 2015 Town Commission Workshop Minutes (Tedra Smith, Town Clerk)**

Commissioner Dodd made a motion, seconded by Commissioner Brown, to approve [both items]. Motion carried 5-0.

## **11. CONSENT AGENDA**

None.

## **12. OLD BUSINESS**

- a. Discussion about Town-Sponsored Special Events (Connie Hoffmann, Town Manager)**

Town Manager Hoffmann recalled that the Commission had deferred a decision on this item at their January 27, 2015 meeting in order to allow public input. Commissioner Brown clarified that when he first raised this issue at a previous meeting, he had suggested that a Veterans Day event replace the Halloween event. He concluded that he has heard a great deal of positive feedback regarding a Veterans Day event, but less support for dropping the Halloween event.

Mayor Sasser advised that his preference, after receiving no public response on the issue, was to suspend both the Easter and Halloween events and hold a Veterans Day event. He encouraged the Town's businesses and Chamber of Commerce to assume a more active role in events. Commissioner Dodd agreed, noting that this change could be made on a trial basis for one year. Commissioner Sokolow pointed out that he would not like to add more events to Staff's current responsibilities. Vice Mayor Vincent observed that the expense of the Easter and Halloween events seemed to benefit many more attendees from out of town rather than residents.

**Commissioner Dodd made a motion, seconded by Vice Mayor Vincent, to suspend the Easter and Halloween events and add a Veterans Day event as a Town event. Motion passed 4-1 (Commissioner Brown dissenting).**

**b. Adoption of Work Plan & Priorities for remainder of FY15 (Connie Hoffmann, Town Manager)**

Town Manager Hoffmann explained that the backup materials summarized the Commission's decisions on priorities made at the January 27th workshop meeting.

**Commissioner Dodd made a motion, seconded by Commissioner Brown, to approve. Motion carried 5-0.**

**13. NEW BUSINESS**

**a. Town Manager Bonus (Vice Mayor Chris Vincent)**

Vice Mayor Vincent advised that while the Town Manager has received positive performance reviews for four years, this performance has not been recognized with a salary increase or bonus as allowed in her contract. He felt the accomplishments made in 2014 were significant and should be rewarded with one week's additional vacation time, which may be granted by the Commissioners according to the Town Manager's contract.

Commissioner Brown recommended that the rest of the Town Staff also be recognized and rewarded for their work. Mayor Sasser suggested that the Commission grant an additional vacation day to each member of Staff in appreciation of their efforts. Town Attorney Trevarthen confirmed that this could be done, and advised that both the Town

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Manager's and Town Staff's additional benefits be brought back before the Commission in the form of a Resolution.

**Commissioner Dodd made a motion, seconded by Vice Mayor Vincent, to grant Town Manager Hoffmann one week of additional vacation time and Town Staff one day of additional vacation time. Motion carried 5-0.**

The Town Manager clarified her understanding that the vacation time granted to her was a bonus, not an ongoing benefit.

#### **14. ORDINANCES**

##### **Ordinances 1<sup>st</sup> Reading**

None.

##### **Ordinances 2<sup>nd</sup> Reading**

- i. **2015-01 – An Ordinance of the Town of Lauderdale-By-The-Sea, Florida, amending Chapter 14.5, “Peddlers and Solicitors,” by creating Article III, “Street Performers,” to provide for permitting and regulation of Street Performances; and providing for codification, severability, conflicts, and for an effective date (Pat Himelberger, Assistant to the Town Manager)**

At this time Mayor Sasser opened public comment, which he closed upon receiving no input.

**Commissioner Dodd made a motion, seconded by Commissioner Sokolow, to approve. Motion carried 5-0.**

- ii. **2015-02 – An Ordinance of the Town of Lauderdale-By-The-Sea, Florida, amending Chapter 5, “Beaches and Waterways,” Article II, “Beach Regulations,” of the Code of Ordinances, to permit approved Special Event Activities on the Beaches; amending Chapter 14.5, “Peddlers and Solicitors,” to address vending and promotional entertainers; and providing for codification, severability, conflicts, and an effective date (Linda Connors, Assistant Development Services Director / Town Planner)**

At this time Mayor Sasser opened public comment.

Jerry Sehl, resident, requested that the Commission consider allowing the Kiwanis Club to bring forward a proposal for beach chair vending. He asserted that there is a history

of allowing this concession on the Town's beaches. He was concerned that this ordinance would prohibit it.

With no other individuals wishing to speak on this Item, Mayor Sasser closed public comment.

Town Manager Hoffmann and Town Attorney Trevarthen clarified that the Ordinance states the prohibition against vending does not apply to entities operating under beach franchises, which is what a beach chair concession would be.

Commissioner Brown recommended that any business or organization applying for a beach chair concession provide a business plan for the Commission's consideration.

Commissioner Dodd observed he thought any such franchises should be competitively bid and the Town Manager concurred.

The Commissioners discussed the Ordinance, with the clarification that a performer's or vendor's identification badge will include a photograph, license or permit number, name, a Town official's signature, and expiration date, but will not include Town seal.

It was clarified that the name of the firm or organization for which an individual works should also be listed on the identification badge.

**Commissioner Sokolow made a motion, seconded by Vice Mayor Vincent, to adopt Ordinance 2015-02 on second reading, with the restoration of lines 322 and 323. Motion passed 5-0.**

## **15. RESOLUTIONS – PUBLIC COMMENTS**

- i. 2015-05 – A Resolution of the Town of Lauderdale-By-The-Sea, Florida, providing for fees for Development Review Permits and Licenses related to engineering, portable storage units, news racks, sidewalk cafés, development applications, and code mitigation; providing for conflicts, severability, and for an effective date (Linda Connors, Assistant Development Services Director / Town Planner)**

At this time Mayor Sasser opened public comment, which he closed upon receiving no input.

**Commissioner Brown made a motion, seconded by Commissioner Dodd, to approve. Motion carried 5-0.**

- ii. 2015-06 – A Resolution of the Town of Lauderdale-By-The-Sea, Florida, providing for the appointment of Planning and Zoning**

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**Board Members; providing for conflict, providing for an effective date (Linda Connors, Assistant Development Services Director / Town Planner)**

At this time Mayor Sasser opened public comment.

Barbara Cole, stated that she was supportive of new faces on Boards.

With no other members of the public wishing to speak on this Item, Mayor Sasser closed public comment.

**Commissioner Brown made a motion, seconded by Commissioner Dodd, to confirm John Lanata. Motion carried 5-0.**

#### **16. QUASI JUDICIAL PUBLIC HEARINGS**

None.

#### **17. COMMISSIONER COMMENTS**

Commissioner Sokolow reported that Individuals paying their Broward County traffic tickets (misdemeanor or felony), or overdue court costs between Monday, February 9, 2015 and Friday, February 13, 2015 will not be required to pay the 35% collection surcharge. The Broward League of Cities Board also plans to address legislative priorities for fiscal year 2015 at its next Board meeting.

Mayor Sasser and Vice Mayor Vincent spoke of resident Ellen Kirby, who recently passed away. She was a longtime resident of the Town and active in several charitable and cultural organizations, including the Chamber of Commerce, the Property Owners' Association, and the Humane Society.

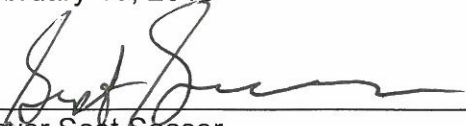
Commissioner Dodd reported that the Coastal Oceans Task Force will meet Thursday, February 12, to discuss the marine sanctuary issue.

Commissioner Brown stated that he has communicated with the Town's representative to the State Legislature (Rep. Moraitis), who is supportive of the Town's installation of license plate reader cameras. He has also communicated with the State Legislative Committee that is considering legislation to deal with sober houses.

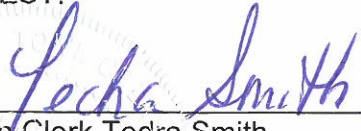
#### **18. ADJOURNMENT**

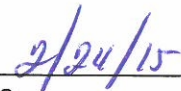
With no further business to come before the Commission at this time, the meeting was adjourned at 8:23 p.m.

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Mayor Scot Sasser

ATTEST:

  
\_\_\_\_\_  
Town Clerk Tedra Smith

  
\_\_\_\_\_  
Date